

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, October 14, 2009 at 1:30 p.m. in Committee Room #2, City Hall South, 2<sup>nd</sup> Floor.

<b>Present:</b>	Councilmember Howard Shook, Chair	Jim Glass, CFO
	Councilmember Felicia A. Moore	Departmental Staff
	Councilmember Clair Muller	
	Councilmember Carla Smith	
	Councilmember Jim Maddox	
	Councilmember Cleta Winslow	

Chairperson Shook called the meeting to order at 1:30 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Felicia A. Moore, Clair Muller, Carla Smith and Cleta Winslow. Other Departmental staff was present as well.

The Agenda was adopted as printed with the addition of one new First Read Ordinance. The minutes of the September 16, 2009 and September 30, 2009 Finance/Executive Committee were adopted as well.

#### **DISCUSSION ITEM:**

#### **FIVE-YEAR FINANCIAL PLAN**

CFO Glass stated that it is important for the Council to have a view of what we see. Councilmember Moore asked about the presentation being on the web for the citizens.

**Ms. Lisa Gordon:** of the Mayor's Office addressed the Committee by stating that it would be on the website. This is just an overview as we move forward. We have funded current services based on the 2010 Budget. The current revenues should cover any enhancements identified. In the next five years it will be based on enhanced delivery services. We also show no roll backs. We have a base line to project the five year period. Sales Tax has some economic forecasts. We show 7% growth and 2% thereafter. The current work force shows no raises. We show upgrades for Oracle. There will be upgrades for the City's radio systems. CFO Glass added that this not a budget. These numbers do not balance revenues, less expenses or less restricted reserves. The total revenues are \$597 million dollars. Councilmember Moore stated that there is a gap there. Ms. Gordon responded that the next page shows revenues in the blue bars. The first year shows you can break even. The Restricted Reserves are set aside and is not balanced. Councilmember Muller stated that we have Restricted Reserves that are supposed to require Council's approval. Ms. Gordon responded that we are highlighting numbers based on current services. Councilmember Moore responded that this is the amount to use in the next budget. CFO Glass added that this is a look at the City's finances with the current services. It is important to understand. Chairperson Shook asked if there is no significant infrastructure. CFO Glass responded that we need to save our questions until the end. Ms. Gordon continued by stating that revenues are on the top, then there are the Reserves. Councilmember Moore asked about Beltline Park Maintenance. Ms. Gordon responded that they are for parks the City owns and operates. It becomes part of their operating expenses. Councilmember Muller asked if we had another Oracle upgrade. Ms. Gordon responded yes, it is a big upgrade for licensing. It is consistent with what we have forecasted. CFO Glass added that under advisement, it is necessary. Ms. Gordon stated that if you don't do it, the maintenance will increase. Next is slide #9, which shows what happens to the fund balance; \$6 million dollars in 2009 and up to \$57 million dollars in 2014. Councilmember Moore asked if the Departments were broken out. Ms. Gordon responded no, it is lumped together. Any obligations are included in the personnel line items. The COPS Grants are included. The General Fund balance shows the increases. On the next slide we looked at specific items such as reduction in pension amortization, 2.5 % COLA and placing the City's rolling stock. The big issue is public infrastructure. The last bar is for your information. In July 2012, the City will

renegotiate its Sales Tax. CFO Glass added that it is not a slam dunk as long as you do it on negotiations. Chairperson Shook asked if this is formatted through the State. Ms. Gordon responded that it says low feasibility because the State invests about 5%. It may require a lot of lobbying. On the State level it is not feasible. Right now we are not forecasting a lot of growth. We are in a recession.

**Mr. Roosevelt Council:** Chief of Budget and Fiscal Policy addressed the Committee by stating that we wanted everyone to look at what the base line would look like before we make decisions. Councilmember Moore thanked everyone for their input and said that the Council needs to go through the details. She has gone to many of the forums and candidates are misinformed. She hopes to stress that it is based on where we are right now. If the candidate tells you one thing that cannot be done, they are misleading you or do not know what is going on. You can't tell people what they want to hear. She hopes that this is changing the conversation. She hopes that the details will be looked at. Chairperson Shook stated that we do need a Work Session. Councilmember Winslow added that she wants this tied in with the Community Development/Human Resources Committee. Chairperson Shook thanked everyone who worked on this.

**TO RE-APPOINT MS. GLORIA LEONARD TO SERVE AS A MEMBER OF THE CIVIL SERVICE BOARD**

09-C-1658 (1) A Community by Mayor Shirley re-appointing **Ms. Gloria Leonard** to serve as a member of the Civil Service Board on behalf of the City of Atlanta. This re-appointment is for a term of three (3) years to expire on December 3, 2010.

**HELD**

**TO APPOINT MRS. HAZEL JACOBS TO SERVE AS A MEMBER OF THE CIVIL SERVICE BOARD**

09-C-1659 (2) A Community by Mayor Shirley appointing **Mrs. Hazel Jacobs** to serve as member of the Civil Service Board on behalf of the City of Atlanta. This appointment is to fill the unexpired term of Ms. Carole Dortch which expires 5/21/2010.

**FAVORABLE**

**Ms. Hazel Jacobs:** addressed the Committee by stating that she is interested in civil service because she is good at conflict resolution. She wants to give back to the City. Councilmember Smith offered a motion to **Approve, 4 Yeas.**

**CONSENT AGENDA**

**TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO WAIVE THE SOURCE SELECTION PROVISIONS**

09-O-1784 (1) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee to waive the Source Selection Provisions contained in the City of Atlanta Code of Ordinances, Article X, Procurement and Real Estate Code, to ratify the Prior provision of Support Services by AT&T Communication Systems Southeast under the Agreement executed for the period beginning July 1, 2009 through November 15, 2009; to enter into a Cooperative Purchasing Agreement with AT&T Communication Systems for Telecommunications Support Services from November 16, 2009 through June 30, 2010 utilizing the State of California's Fast Open Contracts Utilization Services Contract Number 2005081 for an amount not to exceed two hundred eighty thousand, six hundred eight dollars and no cents (\$280,608.00), all Funds to be

charged to and paid from Fund, Department, Organization, and Account Numbers 1001 (General Fund) 050209 (DIT IT Telecommunications) 522002 (Repair and Maintenance – Equipment) 1535000 (Data Processing/Management Information Systems); and for other purposes.

**FAVORABLE ON FIRST READ**

**REGULAR**

**TO AMEND CHAPTER 114, PERSONNEL, ARTICLE “V”, CLASSIFICATION PLAN**

09-O-1700 (1) An Ordinance by Finance/Executive Committee to amend Chapter 114, Personnel, Article “V”, Classification Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to provide for certain position creations, abolishments, reclassifications, employee salary adjustments, salary grade amendments and other personnel actions in line with the 2010 Budget; and for other purposes. **(Finance/Executive Committee Substitute adds additional positions, Finance/Executive Committee Conditional passage provides the Cost Analysis, 10/14/09)**

**FAVORABLE ON SUBSTITUTE ON CONDITION**

**Ms. Sherry Dickerson:** of the Department of Human Resources addressed the Committee by stating that we have a Substitute that adds some positions in the Department of Public Works for dual funding from the General Fund and Solid Waste. She stated that a binder was passed out earlier. The actions were necessary to have cost savings and came from an Outside Audit for the Department of Watershed Management. CFO Glass responded that we are abolishing a position in Finance for a Treasurer and filling a position. This process will continue. He wants someone who is doing cash flows, etc. Above entry hiring means that we should be able to hire qualified candidates. Councilmember Muller asked if the people are qualified. CFO Glass responded that he needs qualified accountants. We have zero.

**Ms. Allison Lehr:** Controller of the Department of Finance addressed the Committee by stating that she has been trying to get the books straight. She has four people ready to come on board. She can't get them if the Personnel Paper is not approved. There was no need to negotiate. These positions are becoming critical. She is asking for a 5% increase for one person that is below the Pay Grade 19. CFO Glass responded that he feels a sense of urgency. He has the costs covered in the budget. If we are going to make this happen he needs your help. Councilmember Moore stated that the paper is not just a Finance paper. Councilmember Martin asked about the Transportation position.

**Ms. Katrina Taylor:** of the Department of Public Works addressed the Committee by stating it is split between funds. Councilmember Martin asked what is the cost of the paper? Ms. Dickerson responded that the Department of Human Resources has not cost the paper out. It is related to cost savings. CFO Glass responded that his portion is at \$100,000 as they budgeted for. The consultants are not included in this paper. Councilmember Martin stated that one person who was a consultant ended up being hired. CFO Glass responded that we were continuing to get the finance work done. Councilmember Martin stated that you have people working in Finance and you want to bring in additional new people at a higher salary. Ms. Lehr added that we have three Senior Accountants, which are temp people.

**Ms. Sheila Pierce:** Deputy Commissioner of the Department of Watershed Management addressed the Committee by stating that we are making some changes. Councilmember Martin stated that his position on the paper is for everyone to make as

much money as they can. Your Department has a problem with performance. Why are there no positions in here for the Airport? Ms. Dickerson responded that the Administration took a different approach. Councilmember Martin asked how does it fit into the stabilization plan? CFO Glass responded that these positions were part of the budget. There was a decision to delay the paper. By delaying it, it has cost the City additional money. Councilmember Martin stated that it was Held because there was no money at the time. Councilmember Moore stated that she requested that it be delayed and the Administration agreed to wait. This is Tier 1 of 3. Ms. Lehr added that the delay is eating into our budget. Chairperson Shook stated that he has generic questions about this. There are a lot of analyses and justifications. This is the format we asked for. What's up with the Tiers? Ms. Dickerson responded that it was done before the tax revenues came in. It was done in terms of needs and cost savings. Chairperson Shook stated that you are making it seem like one is more important than the other. When will we get the other two? Ms. Dickerson responded that we are looking at Tier Two. Chairperson Shook stated that it should all have been done at once. CFO Glass responded that he has a real sense of urgency. He has been waiting a long time on this one. Chairperson Shook stated that he agrees with Councilmember Moore not to cherry pick it line by line. There is enough justification. He wants to see more information such as the cost benefit. Councilmember Moore stated that she needs some qualifications. It is costing us money instead of saving. Just saying it is not good enough. Ms. Dickerson responded that all of it is in the 2010 budget. Councilmember Moore asked how much are we paying consultants and when will they leave. Councilmember Smith offered a motion to **Approve on Substitute on Condition, 5 Yeas, 1 Nay.**

**TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO WRITE-OFF \$811,011.36**

09-O-1701 (2) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to write-off \$811,011.36 of uncollectible water and wastewater accounts receivable with balances extending beyond the statute of limitations; and for other purposes.

**HELD**

**TO AUTHORIZE THE CITY OF ATLANTA TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS**

09-O-1703 (3) An Ordinance by Finance/Executive Committee authorizing the City of Atlanta to waive the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta Code of Ordinances, authorizing the Mayor, on behalf of the City of Atlanta ("City"), to negotiate for and to purchase approximately 6.2 acres, located on Gault Street and Eric Street ("The Chosewood Park Expansion") from the Conservation Fund (TCF), in an amount not to exceed one million two hundred thirty one thousand dollars (\$1,231,000.00), for the purpose of expanding the existing Chosewood Park. The City's purchase price, due diligence, purchase services and development costs shall be paid from Park Impact Fee South, Arthur M. Blank Family Foundation Funds and ACORA Funds as shown below and for other purposes. **(Finance/Executive Committee Substitute corrects page two of two, 10/14/09)**

**FAVORABLE ON SUBSTITUTE**

**Ms. Ellen Rickershan:** addressed the Committee by stating that this is for the acquisition of the Chosewood Park property. We are fortunate to acquire this property. The Substitute corrects page two of two. Councilmember Smith offered a motion to **Approve on Substitute, 6 Yeas.**

**TO AMEND CHAPTER 114, PERSONNEL, ARTICLE “V”, CLASSIFI-CATION PLAN**

09-O-1722 (4) An Ordinance by Finance/Executive Committee amending Chapter 114, Personnel, Article “V”, Classification Plan of the Code of Ordinances, City of Atlanta, Georgia, so as to create 50 Police Officer positions contingent upon the approval and adoption of a Community Oriented Policing Services (“COPS”) Hiring Recovery Grant (“CHRP”) Award from the United States Department of Justice; and for other purposes. **(Finance/Executive Committee Substitute adds the Atlanta Police Department in Section 1, 10/14/09)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that there is a Substitute. Ms. Dickerson responded that the money paper is in the Public Safety Committee. This paper creates the positions.

**Deputy Chief Turner:** of the Police Department addressed the Committee by stating that the benefits are included. This Grant is for 36 months. This is for the Grants for COPS. Councilmember Muller asked if we are able to retain the Officers. Is there anything possible that could help us with retention? Deputy Chief Turner responded that it allows for a one step increase. It is unfair for these 50 Officers to receive step increases and not the others. CFO Glass added that we would have to pick up the additional funding for step increases. We are making the assumption that we would be funding the Officers full time in 2013. Chief Turner responded that the Grant includes a step for three years and the City has to pick up the fourth year and after that. The Administration will not allow for a step increase for 50 Officers and not the others. Councilmember Moore asked if they have a 12 month mandate. Ms. Dickerson responded that the Substitute adds the Atlanta Police Department in Section 1. Chairperson Shook offered a motion to **Approve on Substitute, 5 Yeas.**

**TO AMEND CHAPTER 114, PERSONNEL, ARTICLE “V”, CLASSIFI-CATION PLAN**

09-O-1723 (5) An Ordinance by Finance/Executive Committee amending Chapter 114, Personnel, Article “V”, Classification Plan of the Code of Ordinances, City of Atlanta, Georgia (“City”), so as to create a Grants-Management Analyst position to serve as Manager of the 2009 American Recovery and Rehabilitation Acts’ Justice Assistance Grant (“2009 ARRA JAG”); and for other purposes.

**FAVORABLE**

Ms. Dickerson stated that these are transferred out of the General Fund. Chairperson Shook offered a motion to **Approve, 5 Yeas.**

**TO PROVIDE FOR THE ANNEXATION OF 4776 CAMPBELLTON ROAD**

09-O-1797 (6) An Ordinance by Councilmember Jim Maddox to provide for the annexation of 4776 Campbellton Road (Parcel ID #14F-0065-0001-003-0), Parcel Identification #14F-0076-LL-008-8 (A.K.A. Kenny Rd, Rear), 2167 Alan Drive (Parcel ID #14F-0065-0001-013-9) to the corporate limits of the City of Atlanta, Georgia pursuant to 60% method of annexation; to authorize the Law Department to seek preclearance from the United States Department of Justice and to notify the Georgia Department of Community Affairs of such annexation; and for other purposes.

**HELD FOR PUBLIC HEARING**

This paper is Held for a Public Hearing on November 9<sup>th</sup> at 10:00 a.m. in Committee Room #2.

**TO CREATE A TRUST FUND ACCOUNT FOR DISTRICT 5**

09-O-1801 (7) An Ordinance by Councilmember Natalyn Mosby Archibong **as Substituted by Finance/Executive Committee (1), 10/14/09** authorizing the Mayor or her Designee (Chief Financial Officer) to create a Trust Fund Account for District 5 to accept donations for the celebration of Dr. Beverly Hall on being named National Superintendent of the Year; and for other purposes. **(Finance/Executive Committee Substitute states that all excess funds should go to the Camp Best Friends, 10/14/09)**

**FORWARD WITH NO RECOMMENDATION ON SUBSTITUTE**

Councilmember Moore stated that there is more work needed on it. All excess funds should go to Camp Best Friends. She then offered a motion to move **Forward With No Recommendation on Substitute, 5 Years**. Chairperson Shook stated that we need to make sure it is formatted properly.

**TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ESTABLISH A TRUST FUND ACCOUNT**

09-O-1802 (8) An Ordinance by Councilmembers Felicia A. Moore, Clair Muller, H. Lamar Willis, Ivory Lee Young, Jr., Anne Fauver, Cleta Winslow, Kwanza Hall, C.T. Martin, Ceasar Mitchell, Natalyn Archibong, Mary Norwood and Joyce Sheperd authorizing the Chief Financial Officer to establish a Trust Fund Account for a reception honoring Atlanta City Councilmember Jim Maddox, the longest serving City Council Member in Atlanta's History; and for other purposes. **(Finance/Executive Committee Substitute states that all excess funds should go to Camp Best Friends, 10/14/09)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute. Councilmember Moore stated that Section 3 states that all expenses left over should go to Camp Best Friends. Councilmember Moore offered a motion to **Approve on Substitute, 5 Yeas, 1 Abstention**.

**TO ALLOW CITY OF ATLANTA EMPLOYEES TO DONATE LEAVE**

09-O-1803 (9) An Ordinance by Councilmembers Felicia A. Moore, Kwanza Hall, Joyce M. Sheperd, Carla Smith, H. Lamar Willis, Jim Maddox, Ceasar C. Mitchell, Clair Muller, Ivory Lee Young, Jr., Mary Norwood, Anne Fauver and Cleta Winslow to allow City of Atlanta Employees to donate leave to an employee affected by the flood of 2009; and for other purposes. **(Finance/Executive Committee Substitute makes the time retroactive, 10/14/09)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute that makes it retroactive. Councilmember Moore offered a motion to **Approve on Substitute, 6 Yeas**.

**TO TRANSFER FUNDS IN THE TOTAL AMOUNT OF \$ \_\_\_\_\_ FROM  
VARIOUS COUNCILMEMBER EXPENSE ACCOUNTS**

09-O-1804 (10) An Ordinance by Councilmember Felicia A. Moore to transfer funds in the total amount of \$\_\_\_\_\_ from various Councilmember Expense Accounts to the Community Foundation of Metro Atlanta to assist residents of the City of Atlanta who were affected by the flood which occurred on September 21, 2009; and for other purposes.

**HELD**

**TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS**

09-O-1805 (11) An Ordinance by Councilmember Felicia A. Moore on behalf of the Department of Public Works and the Atlanta Police Department, for the purpose of waiving the Competitive Procurement Provisions contained in Article X, Procurement and Real Estate Code of the City of Atlanta Code of Ordinances, authorizing the Mayor or her Designee to extend the original Agreement identified as FC-7649-04, annual contract for the Red Light Camera Enforcement Program ("Program") with ACS State and Local Solutions, Inc. for a new two year base period to begin on March 16, 2010, and to further provide for a maximum of two one year renewals at the sole discretion of the City' with all revenue collected from the Program to be deposited into Fund, Account, and Center Number: 7701 (Trust Fund) 130308 (DPW Transportation Design) 3511717 (Traffic and Parking Fines) or Successor Accounts and all expenses generated from the Program to be paid from Fund, Account, and Center Number: 7701 (Trust Fund) 130308 (DPW Transportation Design) 5239004 (Service Grants) or Successor Accounts; and for other purposes.

**FAVORABLE**

Ms. Taylor stated that this was on the Agenda two weeks ago as a Resolution. It adds time to the current contract because of our and the vendors control. Chairperson Shook offered a motion to **Approve, 6 Yeas.**

**TO TRANSFER FUNDS FROM THE DISTRICT 11 COUNCILMEMBER CARRY FORWARD ACCOUNT**

09-O-1811 (12) An Ordinance by Councilmember Jim Maddox transferring Funds from the District 11 Councilmember Carry Forward Account to various existing City of Atlanta Fund Accounts and Non-Profit Community Organizations to Fund various City Operations/Projects and Non-Profit Community Organizations; and for other purposes. **(Finance/Executive Committee Substitute adds an Attachment, Finance/Executive Committee Conditional Passage receiving an analysis from the Department of Law and adding the FDOA, 10/14/09)**

**FAVORABLE AS AMENDED ON CONDITION**

Councilmember Maddox offered an Amendment that attaches and spells out what is going where. Chairperson Shook asked if we have the Agreements. Councilmember Moore stated that she is concerned with how we go about spending the funds. We have to make sure that there is some kind of Agreements. The City as a whole needs to be a benefactor. She has some concerns about it. Councilmember Maddox stated that most of the funds are going to the youth. It is for seed money to assist in the new facility.

The amounts are indicated in each of them. Chairperson Shook stated that we are finding it awkward on how to disburse the money. Is there room for improvement? Councilmember Moore stated that she is concerned because it will put a question mark on whether we need to have it at all. We are getting away from supporting things while we are in Office. Some of it may have the benefits, but not all of it. She will not support this because there needs to be a stronger policy in place. We need some boundaries or parameters.

**Mr. Peter Andrews:** Senior Assistant City Attorney addressed the Committee by stating that the final page causes some concern. He would have to go back and research it. There are not too many guidelines. Councilmember Smith offered a motion to **Approve as Amended on Condition of getting a full analysis from the Law Department and adding the FDOA, 5 Yeas, 1 Nay.** Councilmember Moore stated that she tries to be consistent. The Administration brought this paper. As Councilmembers we need to see how it looks to the public. We need to correct our language. It is not our money. Chairperson Shook stated that we need to **Amend to accept the attachment, 5 Yeas, 1 Nay.** Councilmember Maddox stated that there are others that will be added. This is not the final. This is the beginning. CFO Glass added that he is concerned with the Condition of getting all of this done by Monday. Councilmember Muller stated that the flood victims are asking for help with clean up. Councilmember Smith asked Ms. Pierce to see if we could reduce water bills on flooded victims or get FEMA funds.

**TO ADOPT UNDER AND BY VIRTUE OF THE AUTHORITY OF THE MUNICIPAL HOME RULE ACT OF 1965**

09-O-1714 (1) An Ordinance and Charter Amendment by Councilmember Felicia A. Moore, Joyce M. Sheperd, Kwanza Hall, C.T. Martin, H. Lamar Willis, Clair Muller, Howard Shook, Mary Norwood, Ivory Lee Young, Jr., Anne Fauver, Carla Smith, Cleta Winslow and Natalyn Archibong adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965 (Ga. Laws 1965, p. 298, et. seq.) as amended, to amend Section 3-505 (c) (entitled "Temporary Engagement by Contract, Reemployment or Election of persons retired under Municipal Laws") of the Charter of the City of Atlanta, Georgia (Ga. Laws 1996, P. 4469, et. seq.) approved April 15, 1996, as amended, so as to identify circumstances affecting the Reemployment of Retirees; to repeal conflicting Ordinance and Charter Amendments; and for other purposes. **(Favorable on 2<sup>nd</sup> Reading, 1<sup>st</sup> Adoption, 9/30/09)**

**FAVORABLE ON THIRD READING, FINAL ADOPTION**

Chairperson Shook stated that this is the **3<sup>rd</sup> Reading, Final Adoption.** He then offered a motion to **Approve, 5 Yeas.**

**TO CORRECT RESOLUTION NUMBER 09-R-0492**

09-R-1785 (1) A Resolution by Finance/Executive Committee to correct Resolution Number 09-R-0492 adopted by the Atlanta City Council on April 20, 2009, and approved by the Mayor on April 27, 2009; and for other purposes. **(Finance/Executive Committee Substitute adds the FDOA, 10/14/09)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute to add the FDOA. He then offered a motion to **Approve on Substitute, 4 Yeas.**



**TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO REFUND \$5,726.18 TO FILMWORKS USA, INC.**

09-R-1786 (2) A Resolution by Finance/Executive Committee authorizing the Chief Financial Officer to refund five thousand seven hundred twenty six dollars and eighteen cents (\$5,726.18) to Filmworks USA, Inc., for an overpayment of Business License Fees to the City of Atlanta.

**FAVORABLE**

Councilmember Maddox offered a motion to **Approve, 5 Yeas.**

**TO EXECUTE AMENDMENT AGREEMENT NUMBER 6 WITH A-ACTION JANITORIAL SERVICES, INC.**

09-R-1787 (3) A Resolution by Finance/Executive Committee authorizing the Mayor to execute Amendment Agreement Number 6 with A-Action Janitorial Services, Inc., for FC-7665-09A, Citywide Janitorial Services, on behalf of the Executive Offices, Office of Enterprise Assets Management to add the sites and funding for the Atlanta Workforce Development Agency (AWDA), and Municipal Court in an amount not to exceed ninety-six thousand, six hundred sixty-two dollars and seven cents (\$96,662.07); all contracted work to be charged to and paid from Fund, 1001 (General Fund), Department 040404 (Exe. Facility maintenance-AWDA), Account 5212001 (Consulting/Professional), Function Activity 1565000 (General Fund), Department 040406 (Exe. Facility Maintenance-Municipal Court) 5212001 (Consulting/ Professional), Function Activity 1565000 (General Government Buildings & Plants) - \$62,912.07, and for other purposes.

**FAVORABLE**

**Ms. Althea Smith:** of the Office of Enterprise and Assets Management addressed the Committee by stating that this is Amendment #6 with A-Action Janitorial. Chairperson Shook asked if it was confirmed to be a valid contract. This contract went from \$270,000 to \$1.6 million dollars. There is no competitive process. He is concerned with the life of the contract. Ms. Smith responded that we missed the window to put it out for bids because we were continuing to add sites. Councilmember Moore stated that it is not fair to keep adding to the solicitation instead of bidding it out.

**Ms. Percita Watkins:** of the Office of Enterprise and Assets Management addressed the Committee by stating that the contractor for AWDA cancelled their contract and since A-Action has a contract we decided to add them. Councilmember Moore asked why not go out and do a good solicitation. Ms. Watkins responded that the term of the contract is for four years. Councilmember Winslow asked if it includes Parks and Recreation. Ms. Watkins responded that she is not sure. We will look into it. Councilmember Winslow asked if they opted not to continue with the contract. Ms. Watkins responded yes. Councilmember Maddox offered a motion to **Approve, 6 Yeas.** Councilmember Winslow asked if there are anymore Amendments. Ms. Smith responded that you can go to the term of the contract of three years and two one year renewals.

**TO EXECUTE A SOLE SOURCE BLANKET PURCHASE AGREEMENT**

09-R-1788 (4) A Resolution by Finance/Executive Committee authorizing the Mayor to execute a Sole Source Blanket Purchase Agreement with Neptune Technology Group, Inc. for the purchase of Water Meters, Meter Parts and Accessories on behalf of the Department of Watershed Management/Bureau of Drinking Water, in an

amount not to exceed one million dollars and no cents (\$1,000,000.00); all contract work shall be charged to and paid from Fund Department Organization and Account 5052 (Water & Wastewater Renewal & Extension Fund) 170409 (DWM Water System Repair – Chastain) 5311002 (Supplies Non-Consumable) 4440000 (Distribution); and for other purposes.

### **FAVORABLE**

Ms. Pierce stated that this is a request for a Blanket Order for the distribution system. Chairperson Shook asked what is the relationship between this one and the other one for \$1 million dollars? Ms. Pierce responded that the first is for small meters and the next one is for the part for the small meters. Chairperson Shook asked if this is for a couple of months. Ms. Pierce responded that 100% of the meters were not included. The meters are also breaking and they need replacing as well.

**Ms. Sylvia Glover:** of the Department of Watershed Management addressed the Committee by stating that we are estimated to finish in December 2009. Chairperson Shook asked what is the warranty situation? Ms. Glover responded that the warranty went back to Neptune. Councilmember Moore stated that she is not sure on this one. She understands that the silver part is defective. Ms. Pierce responded that many of the meters do not have the registry part. Sometimes the installers break them. Ms. Glover added that it is manufactured that way. The lids are not part of the meter. We are buying the protective covers separate. Councilmember Moore stated that the extra piece fit in the registry just fine, but we bought them without the tops. Ms. Glover responded that we were not aware of it when we bought them from Neptune. They said that no one ever had that kind of breakage. Councilmember Moore asked who is paying for it. Ms. Glover responded the City of Atlanta because the warranty is for the workmanship. Councilmember Moore stated that the whole Meter Replacement Program is a mess. Councilmember Muller stated that it seems that the tops could have been made out of flexible glass. Ms. Pierce responded that they did not have tops. When we go out now we are changing the meter box to make sure it fits. Chairperson Shook stated that this program is unfortunate. Councilmember Maddox asked if the company that makes the meters make the lid covers as well. If so, could the future shipment include everything? He then offered a motion to **Approve, 4 Yeas, 1 Nay, 1 Abstention**. Councilmember Smith asked if the little cover keeps the glass from getting broken. Will they guarantee it won't get broken? Ms. Glover responded no, they won't guarantee it.

### **TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT**

09-R-1789 (5)

A Resolution by Finance/Executive Committee authorizing the Mayor to enter into a Cooperative Purchasing Agreement pursuant to Section 21601 et. seq. of the Procurement and Real Estate Code, to utilize the State of Georgia Contract #GTA000119, with Konica Minolta, for the Lease and Maintenance of one (1) Konica Minolta Bizhub C451 Digital Color, Black and White Copier, for a period not to exceed forty-eight (48) months, on behalf of the Executive Offices- Office of Enterprise Assets Management in an amount not to exceed twenty-nine thousand, sixty-four dollars and zero cents (\$29,064.00); to be paid in annual increments of seven thousand, two hundred sixty-six dollars and zero cents (\$7,266.00). All contracted work shall be charged to and paid from 1001 (General Fund) Department 040401 (Exe. General Building & Plants), Account 5223202 (Operating Lease/Rental-Equipment) Function Activity 1565000 (Gen. Gov-Bldgs/& Plants); and for other purposes.

### **FAVORABLE**

Chairperson Shook offered a motion to **Approve, 6 Yeas.**

**TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT**

09-R-1790 (6) A Resolution by Finance/Executive Committee authorizing the Mayor or her Designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et. seq. of the City of Atlanta Code of Ordinances, utilizing the GSA Contract Number GS-35F-4543G with DLT Solutions Inc. for the renewal of Scriptlogic Desktop Authority Software Licenses, Maintenance and Support for two (2) years on behalf of the Department of Information Technology in an amount not to exceed one hundred three thousand, two hundred ninety-eight dollars and seven cents (\$103,298.07); all contracted work shall be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 050212 (DIT Server Management) 5316015 (Software (5,000+) 1535000 (Data Processing/Management Information System); and for other purposes.

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute.

**Mr. Mike Logan:** Deputy Chief of the Department of Information Technology addressed the Committee by stating that we are asking for approval. Chairperson Shook asked if we are keeping up with licensing. He then offered a motion to **Approve on Substitute, 6 Yeas.**

**TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT**

09-R-1791 (7) A Resolution by Finance/Executive Committee authorizing the Mayor or her Designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et. seq. of the City of Atlanta Code of Ordinances, utilizing General Services Administration Contract Number GS-35F-5237H with HMC Software Distribution, Inc., for the renewal of maintenance and support for the remedy Help Desk application for one (1) year beginning December 1, 2009 and ending on November 30, 2010 on behalf of the Department of Information Technology in an amount not to exceed fifty thousand, three hundred sixty-four dollars and eighteen cents (\$50,364.18) all contracted work shall be charged to and paid from Fund, Department Organization and Account Number 1001 (General Fund) 050202 (IT Applications) 5316015 (Software (\$5,000+)) 1535000 (Data Processing/Management Information System); and for other purposes.

**FAVORABLE**

Mr. Logan stated that this is for tracking our DIT tickets. Councilmember Moore offered a motion to **Approve, 6 Yeas.**

**TO AUTHORIZE THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 1**

09-R-1792 (8) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into Renewal Agreement No. 1 with Open Text Corporation for the purpose of providing Software and Maintenance Agreement for the Enterprise Content Management System ("ECMS"), in an amount not to exceed one hundred ninety-nine thousand nine hundred and thirteen dollars and four cents (\$199,913.04); all contracted work shall be charged to and

paid from Fund Department Organization and Account Number Fund Department Organization and Account Numbers 5051 (Water and Wastewater Revenue) 170113 (DWM-Information Systems) 5213001 (Consulting/Professional) 1535000 (Data Processing/Management); and for other purposes.

**FAVORABLE**

Ms. Pierce stated that this is an annual maintenance agreement. This is the last renewal. Councilmember Maddox offered a motion to **Approve, 6 Yeas.**

**TO UTILIZE THE STATE OF GEORGIA CONTRACT S-000546-043**

09-R-1793 (9) A Resolution by Finance/Executive Committee authorizing the Chief Procurement Officer to utilize the State of Georgia Contract S-000546-043 with Cisco Systems, Inc. to enter into a Cisco Support Agreement (Smartnet) on behalf of the Department of Watershed Management in an amount not to exceed seventy-five thousand three hundred eighty-three dollars and two cents (\$75,383.02); all contracted work shall be charged to and paid from Fund Account and Center Number Fund Department Organization and Account Number 5051 (Water & Wastewater Revenue Fund); 5213001 (Information Systems, Consulting), 1535000 (Data Processing/Management) 170113 (DWM Information Systems); and for other purposes.

**FAVORABLE**

Ms. Pierce stated that this is an annual maintenance agreement at 14<sup>th</sup> Street. It provides technical support. Councilmember Moore offered a motion to **Approve, 6 Yeas.**

**TO EXECUTE AN AGREEMENT WITH INSIGHT PUBLIC SECTOR, INC.**

09-R-1794 (10) A Resolution by Finance/Executive Committee authorizing the Mayor to execute an Agreement with Insight Public Sector, Inc. utilizing the U.S. Communities Contracts/Reuters Contract RQ09-997736-42B for the purchase of thirty (30) Enquesta 3E Mobile Panasonic CF-30 Tough Books on behalf of the Department of Watershed Management/Billing, Meter Read & Inspections & DIT in an amount not to exceed of one hundred thirty thousand seven hundred and forty dollars and no cents (\$130,740.00); all contracted work will be charged to and paid from Fund Department Organization and Account Number 5051 (Water & Wastewater Renewal Fund) 5316005 (Computers \$1,000-\$4,999) 170506 (Technical Support) 1535000 (Information System); and for other purposes.

**FAVORABLE**

Ms. Pierce stated that these laptops are to be used by the Customer Service Inspectors. Councilmember Smith offered a motion to **Approve, 6 Yeas.**

**TO AMEND THE PROCUREMENT CODE OF THE CITY OF ATLANTA**

07-O-0138 (1) An Ordinance by Councilmember Ceasar C. Mitchell to Amend the Procurement Code of the City of Atlanta, Georgia by Adding to Section 2-1142; monthly report to City Council; and for other purposes. **(Held, 1/31/07 at the request of the Department of Procurement for an additional study)**

**HELD****TO AMEND ARTICLE V. CLASSIFICATION PLAN**

- 07-O-0974 (2) An Ordinance by Councilmember C.T. Martin **as Substituted by Finance/Executive Committee** to Amend Article V. Classification Plan, of the Code of Ordinances, City of Atlanta, Georgia, so as to create (215) positions in the Atlanta Police Department; and for other purposes. **(Substituted and Held, 5/16/07 in conjunction with consideration of 2008 Budget)**

**HELD****TO SUPPORT H.R. 2447**

- 07-R-2138 (3) A Resolution by Councilmember Ceasar C. Mitchell to support H.R. 2447 to establish an Energy and Environment Block Grant Program that is presently before the United States Congress; and for other purposes. **(Held, 10/10/07)**

**HELD****TO ENDORSE HR 3535**

- 07-R-2139 (4) A Resolution by Councilmember Ceasar C. Mitchell to endorse HR 3535 Homebuyer's Protection Act of 2007 pending in the United States Congress; to urge the Georgia Congressional Delegation to support the Act; and for other purposes. **(Held, 10/10/07)**

**HELD****TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH FULTON COUNTY DISTRICT ATTORNEY**

- 08-R-0510 (5) A Resolution by Councilmembers Howard Shook and Cleta Winslow authorizing the Mayor to enter into an Intergovernmental Agreement with the Fulton County District Attorney for a period of three years in an amount not to exceed twenty six thousand dollars and no cents (\$26,000.00) per month for services for the City of Atlanta under for Consultation and Support Services to Victims and Witnesses of Crime; all contracted work to be Charged and Paid From Fund, Account and Center Number 3P01 (Agency Fund) 264017 (Muni Court VW ASST PRG (MCVW) A00001 (Balance Sheet Center); and for other purposes. **(Held, 3/12/08)**

**HELD****TO ESTABLISH AND IMPLEMENT A COST NEUTRAL DEFERRED RETIREMENT OPTION RETIREMENT PLAN**

- 08-O-0736 (6) An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to engage on behalf of the City of Atlanta to establish and implement a Cost Neutral Deferred Retirement Option Retirement Plan as an additional benefit for the members of the City of Atlanta Firefighter's Pension Fund and the City of Atlanta Police Officers Pension Fund; and for other purposes. **(Held, 5/14/08)**

**HELD****TO PROVIDE FOR THE ISSUANCE AND SALE OF TAX ALLOCATION BONDS**

- 08-O-0822 (7) An Ordinance by Councilmember Felicia A. Moore to provide for the Issuance and Sale of Tax Allocation Bonds (Perry Bolton Project), Series 2008, in the aggregate principal amount not to exceed \$1\_\_\_\_\_ (the "Series 2008 Bonds"), to pay, or to be applied or contributed toward, the payment of redevelopment costs associated with the Projects identified on Schedule 1 hereto (the "2008 Projects"); to authorize paying expenses incident to accomplishing the foregoing; to authorize the execution of a Indenture of Trust, a Bond Placement Agreement, Separate Development Agreements with the developers of each of the 2008 Projects and approving the use and distribution of a Preliminary Limited Offering Memorandum and Final Limited Offering Memorandum; to clarify the intent of the initial Resolution (as defined herein) with respect to the termination of the Perry Bolton TAD (as defined herein) and for certain other purposes, all in connection with the Issuance and Sale of the foregoing described Series 2008 Bonds. **(Held, 4/30/08)**

**HELD****TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA**

- 08-O-0829 (8) An Ordinance by Howard Shook to amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1. Et Seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 GA. Laws P. 4469, Et Seq., by amending Article 2, Chapter 3, Section 2 -302© so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in taxes, fees, or bond indebtedness; and for other purposes. **(3<sup>rd</sup> Reading/Final Adoption); (Referred back by Council, 7/7/08); (Held, 7/16/08)**

**HELD****TO AMEND CHAPTER TWO, ARTICLE VI, DIVISION, SUBDIVISION II, SECTION 2-351**

- 08-O-0830 (9) An Ordinance by Howard Shook to amend Chapter two, Article VI, Division 2, Subdivision II, Section 2-351 (Entitled, "Authorization to Issue Commercial Paper.") of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in an increase in Bond Indebtedness; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

**HELD****TO AMEND CHAPTER 146, DIVISON 1, ARTICLE II, SECTION 146-26**

- 08-O-0831 (10) An Ordinance by Howard Shook to Amend Chapter 146, Division 1, Article II, Section 146-26 (Entitled, "Levy."), Chapter 146, Article II, Section 146-79 (Entitled, "Levied.") and Chapter 146, Article IV, Section 146-113 (Entitled, "Excise Tax Levied;

Collection.”) of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in an increase in taxes; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

**HELD**

**TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION 1, SECTION 2-69**

08-O-0833 (11) An Ordinance by Howard Shook to amend Chapter Two, Article II, Division 2, Subdivision I, Section 2-69 (Entitled, “Quorum; Vote Required for Passage of Legislation.”) and Chapter Two, Article II, Division 2, Subdivision II, Section 2-96© (Entitled, “Presence at Meetings; Voting on Questions.”) of the Code of Ordinances of the City of Atlanta, so as to require an Affirmative Vote of two-thirds of the total membership of the City Council to approve any ordinance that would result in new fees and taxes or an increase in existing taxes, fees, or bond indebtedness; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

**HELD**

**TO AMEND CHAPTER TWO, ARTICLE II, DIVISION 2, SUBDIVISION II, SECTION 2-105**

08-O-0834 (12) An Ordinance by Councilmember Howard Shook as amended by Finance /Executive Committee to amend Chapter Two, Article II, Division 2, Subdivision II, Section 2-105 (Entitled, “Establishment or Change in Fees for Service; Notice to Public.”) of the Code of Ordinances of the City of Atlanta, so as to require an affirmative vote of two-thirds of the total membership of the City Council to approve any Ordinance that would result in new fees and an increase in fees; and for other purposes. **(Referred back by Council, 7/7/08); (Held, 7/16/08)**

**HELD**

**TO AMEND THE FY 2009 BUDGET**

08-O-1446 (13) An Ordinance by Councilmember C.T. Martin to amend the FY 2009 Budget so as to add to the Budget, Funding of the Judicial Agencies in the amount of \$350,000.00; to reduce the adopted Budget by said amount; and for other purposes. **(Referred back by Full Council, 2/16/09); (Held, 2/25/09)**

**HELD**

**TO AMEND THE PENSION ACTS APPLICABLE TO MEMBERS OF THE GENERAL EMPLOYEES PENSION FUND**

08-O-1545 (14) An Ordinance by Councilmember C.T. Martin to amend the Pension Acts applicable to members of the General Employees Pension Fund of the City of Atlanta, so as to provide for a Retirement Program for employees involuntarily separated to balance the City of Atlanta 2009 and 2010 Fiscal Year Budgets and for Reorganization of the Workforce; and for other purposes.

**(Held for Actuary Report, 7/30/08); (File, 2/11/09); (Referred back from Full Council, 2/16/09); (Held, 2/25/09)**

**HELD**

**TO AMEND THE FY 2009 (GENERAL FUND) BUDGET**

08-O-1688 (15) An Ordinance by Councilmember Ceasar C. Mitchell to amend the FY 2009 (General Fund) Budget to reopen and maintain Atlanta Fire Station No. 7 by Transferring Appropriations from various Consulting, Supply, Travel and Other Non-Personnel Accounts yet to be determined to the Department of Fire and Rescue Budget Fund Department Account and Organization Number; and for other purposes. **(Forward with no Recommendation, 8/27/08); (Forwarded back by Full Council, 9/2/08); (Held, 9/10/08)**

**HELD**

**TO ESTABLISH A CITY OF ATLANTA TAXATION AND SERVICE DELIVERY TECHNICAL ADVISORY COMMITTEE**

08-R-1752 (16) A Resolution by Councilmember Mary Norwood establishing a City of Atlanta Taxation and Service Delivery Technical Advisory Committee; and for other purposes. **(Held, 9/10/08)**

**HELD**

**TO ACCEPT A DONATION IN THE AMOUNT OF \$**

08-O-2034 (17) An Ordinance by Councilmember Cleta Winslow authorizing the Mayor or her Designee to accept a donation in the amount of \$\_\_\_\_\_ from the Atlanta Fire Foundation on behalf of the Atlanta Department of Fire and Rescue to fund the renovation of Fire Station #7; and for other purposes. **(Held, 10/15/08)**

**HELD**

**TO AMEND CHAPTER 114 ARTICLE IV DIVISION 12 SECTION 14-379**

08-O-2135 (18) An Ordinance by Councilmembers H. Lamar Willis and C.T. Martin to amend Chapter 114 Article IV Division 12 Section 14-379 of the Code of Ordinance of the City of Atlanta so as to provide for Written Justification and Hearing for any Reduction In Force by Executive or Legislative Actions involving Public Safety and Court Employees; to waive conflicting Ordinances; and for other purposes. **(Held, 10/29/08); (Held and Substituted, 11/12/08); (Held and Substituted, 4/29/09)**

**HELD**

**TO ENTER INTO AN AGREEMENT WITH MOTOROLA, INC.**

09-R-0183 (19) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an Agreement with Motorola, Inc. utilizing the State of Georgia Technology Authority Agreement No. 980-2800008 for the purchase of a Georgia Global Positioning System Two-Way Radio Communication Equipment, on behalf of the Department of Watershed Management, Office of Safety and Security, in an amount not to exceed three hundred seventy-five



thousand seven hundred fifty dollars and no cents (\$375,570.00); all contracted work will be charged to and paid from Fund, Department Organization and Account Number 5052 (Water & Wastewater Revenue) 170902 (DWM Watershed Safety) 5212001 (Consulting/Professional) 1555000 (Risk Management); and for other purposes. **(Held, 1/28/09)**

**HELD**

**TO AMEND CHAPTER 62, ARTICLE II, SECTION 62-46**

09-O-0203 (20) An Ordinance by Councilmember Ceasar C. Mitchell to amend Chapter 62, Article II, Section 62-46 of the Code of Ordinances of the City of Atlanta, Georgia (Entitled "Pretrial Diversion Fee") so as to specify the General Fund uses for which the fees shall be allocated; to waive conflicting Ordinances; and for other purposes. **(Held, 1/28/09)**

**HELD**

**TO ENTER INTO AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT (IGA)**

09-R-0263 (21) A Resolution by Councilmember Ivory Lee Young, Jr. authorizing the Mayor or her designee to enter into an amendment to the Intergovernmental Agreement (IGA) authorized by Resolution 08-R-1694 with the Atlanta Development Authority so as to ensure that the expenditure of Westside TAD Funds through In Rem action can be used to effect not only the demolition of also the Clean and Close of structures located within the English Avenue Neighborhood identified as abandoned and/or dilapidated by the Bureau of Code Compliance; and for other purposes. **(Held, 2/11/09)**

**HELD**

**TO PROPOSE THE CREATION OF THE SOUTHWEST ATLANTA COMMUNITY IMPROVEMENT DISTRICT**

09-R-0264 (22) A Resolution by Councilmembers H. Lamar Willis and Jim Maddox proposing the creation of the Southwest Atlanta Community Improvement District as authorized by the General Assembly of the State of Georgia in the Atlanta Community Improvement District Act, contingent upon the consent of the majority of the owners of real property within the District boundaries; and for other purposes. **(Held, 2/11/09)**

**HELD**

**TO PROVIDE A REPORT TO THE FULL COUNCIL REGARDING THE PLAN OF FINANCING**

09-R-0270 (23) A Resolution by Councilmember Mary Norwood requesting the Department of Finance to provide a report to the Full Council regarding the Plan of Financing for Department of Watershed Projects to be funded by Commercial Paper; and for other purposes. **(Held, 2/11/09)**

**HELD**

**TO CREATE A NEW SECTION 3-502.1**

- 09-O-0271 (24) An Ordinance and Charter Amendment by Councilmembers C.T. Martin, Ivory Lee Young, Mary Norwood, Anne Fauver and Natalyn Archibong adopted under and by virtue of the Authority of the Municipal Home Rule Act of 1965 (GA. Laws 1965, p. 298, et seq.) as amended, to create a new Section 3-502.1 (entitled "Ordinance Required To Impose Furloughs on certain Public Safety Employees") of the Charter of the City of Atlanta, Georgia (GA Laws 1996, P. 4469, et seq.) approved April 15, 1996, as amended, which shall provide that an Ordinance adopted by a majority vote of the Council shall be required in order to impose furloughs on certain Public Safety Employees; to repeal conflicting Ordinances and Charter Amendments; and for other purposes. **(Held, 2/11/09)**

**HELD**

**TO TRANSFER \$50,000.00 FROM DISTRICT 8 COUNCILMEMBER EXPENSE ACCOUNT**

- 09-O-0377 (25) An Ordinance by Councilmember Clair Muller to transfer \$50,000.00 from District 8 Councilmember Expense Account to the Department of Public Works Office of Transportation to be used to assist in funding portions of the Peachtree Battle Neighborhood Intersection Project; and for other purposes. **(Held, 2/25/09)**

**HELD**

**TO AMEND ATLANTA CODE OF ORDINANCES CHAPTER 46**

- 09-O-0803 (26) An Ordinance by Finance/Executive Committee amending Atlanta Code of Ordinances Chapter 46, entitled Civic and Cultural Affairs, by adding a new Article IV that shall be entitled Entertainment Filming Fees; and for other purposes. **(Held, 5/13/09)**

**HELD**

**TO CREATE THE POSITION OF CITY COUNCIL FISCAL REVIEW MANAGER**

- 09-R-0817 (27) A Resolution by Councilmember Clair Muller creating the position of City Council Fiscal Review Manager, a position on the Council Staff that will review all Legislation with will have a fiscal impact. **(Held, 4/29/09)**

**HELD**

**TO REPEAL SUBPARAGRAPH (K) (5) OF SECTION 2-36**

- 09-O-0818 (28) An Ordinance by Councilmember Howard Shook to repeal Subparagraph (k) (5) of Section 2-36 and Subparagraph (e) of Section 2-39 of the Code of Ordinances of the City of Atlanta, Georgia so as to eliminate the "Cash Carryforward" Provision related to the Expense Accounts and Appropriations of the Council President and Councilmembers; to waive conflicting Ordinances; and for other purposes. **(Held, 4/29/09)**

**HELD**

**TO AMEND ARTICLE “V” CLASSIFICATION PLAN, SECTION 114-477**

09-O-0820 (29) An Ordinance by Councilmember H. Lamar Willis to amend Article “V” Classification Plan, Section 114-477 of the Code of Ordinances, City of Atlanta, Georgia, so as to create certain positions; and for other purposes. **(Held, 4/29/09)**

**HELD**

**TO ANTICIPATE AND APPROPRIATE FUNDS**

09-O-0911 (30) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designee, on behalf of the City, to Anticipate and Appropriate Funds donated by legends to the City of Atlanta’s Office of Recreation; and for other purposes. **(Held and Substituted, 5/27/09)**

**HELD**

**TO EXECUTE A GROUND SITE LEASE WITH CLEARWIRE US LLC**

09-O-1053 (31) An Ordinance by Finance/Executive Committee authorizing the Mayor or her Designees to execute a ground site lease with Clearwire US LLC for the purpose of providing Wireless Communication Services; and for other purposes. **(Held, 7/1/09)**

**HELD**

**TO ACCEPT AND ENTER INTO A CONTRACTUAL AGREEMENT**

09-O-1184 (32) An Ordinance by Finance/Executive Committee authorizing the Mayor to accept and enter into a Contractual Agreement between the City of Atlanta and the Georgia Environmental Facilities Authority (“GEFA”) State Revolving Fund Loan Program for the purposes of securing a subsidized loan under the Clean and Drinking Water State Revolving Fund; to amend the FY 2010 Budget to anticipate and appropriate funds in the amount not to exceed fifteen million dollars and no cents (\$15,000,000.00); and for other purposes. **(Held, 7/15/09)**

**HELD**

**TO APPOINT MS. CAROL KING TO SERVE AS A MEMBER OF THE CIVIL SERVICE BOARD**

09-C-1208 (33) A Communication by Mayor Shirley Franklin appointing Ms. Carol King to serve as a member of the Civil Service Board on behalf of the City of Atlanta. This appointment is to fill the unexpired term of Carole Dortch to expire May 21, 2010. **(Held, 7/15/09)**

**HELD**

**TO AMEND CHAPTER 114, DIVISION 14, SECTION 114-429**

09-O-1217 (34) An Ordinance by Councilmember Carla Smith to amend Chapter 114, Division 14, Section 114-429 (a) and (e) of the City of Atlanta Code of Ordinances entitled “Voluntary Shared Leave Program”, to

revise the Section to include the donation of Reserve Sick Leave; and for other purposes. **(Held, 7/15/09)**

**HELD**

**TO ACCEPT THE DONATION OF A WIND TURBINE**

09-R-1365 (35) A Resolution by Finance/Executive Committee authorizing the Mayor to accept the donation of a wind turbine valued at twenty thousand dollars (\$20,000.00) from Southeast Energy Efficiency Alliance and the Gates Foundation, on behalf of the Office of the Mayor, to create a Demonstration Renewable Energy Project at Hemphill Water Treatment Facility; and for other purposes. **(Held, 7/29/09)**

**HELD**

**A SERIES 2009B/C/D/E SUPPLEMENTAL BOND ORDINANCE**

09-O-1378 (36) An Ordinance by Councilmembers Howard Shook and Clair Muller Series 2009B/C/D/E Supplemental Bond Ordinance supplementing and Amending that certain Fourteenth Supplemental Bond Ordinance of the City of Atlanta adopted on July 6, 2009, to, among other things, set forth the terms of (1) the Airport General Revenue Bonds, Series 2009B and Series 2009C (The "Series 2009B/C Bonds") and (2) the Airport Passenger Facility Charge and Subordinate Lien General Revenue Bonds, Series 2009D and Series 2009E (The "Series 2009D/E Bonds", together with the Series 2009B/C Bonds, the "Series 2009B/C/D/E Bonds") within certain parameters previously established by the City including the original aggregate principal amount, interest rates, maturity amounts, maturity dates, redemption provisions and debt service reserve requirement with respect thereto; ratify certain prior actions of the City Council and certain Officers and Agents of the City with respect to the Issuance and Sale of the Series 2009B/C/D/E Bonds; designate the Underwriters and Bond Counsel with respect to said Series 2009B/C/D/E Bonds; approve the form and authorizing the execution of a Bond Purchase Agreement and certain other Agreements in connection with said Series 2009B/C/D/E Bonds; authorize and approve the preparation, use and distribution of a Final Official Statement in connection with the Offer and Sale of said Series 2009B/C/D/E Bonds; (set forth the terms and covenants associated with a Municipal Bond Issuance Policy related to said Series 2009B/C/D/E Bonds); provide an effective date; and for other related purposes. **(Held, 7/29/09)**

**HELD**

**A SERIES 2009A SUPPLEMENTAL BOND ORDINANCE**

09-O-1379 (37) An Ordinance by Councilmembers Howard Shook and Clair Muller Series 2009A Supplemental Bond Ordinance supplementing and amending that certain Thirteenth Supplemental Bond Ordinance of the City of Atlanta adopted on July 6, 2009, to among other things, set forth the terms of the Airport General Revenue Refunding Bonds, Series 2009A, including the aggregate principal amount, interest rates, maturity amounts, maturity dates, redemption provisions and debt service reserve requirement with respect thereto; ratify certain prior

actions of the City Council and certain Officers and Agents of the City with respect to the Issuance and Sale of the Series 2009A Bonds; designate the Underwriters and Bond Counsel with respect to said Series 2009A Bonds; approve the form and authorizing the execution of a Bond Purchase Agreement and certain other Agreements in connection with said Series 2009A Bonds; authorize and approve the preparation, use and distribution of a Final Official Statement in connection with the offer and sale of said Series 2009A Bonds, (set forth the terms and covenants associated with a Municipal Bond Insurance Policy related to said Series 2009A Bonds), provide an effective date; and for other related purposes. **(Held, 7/29/09)**

**HELD**

**TO RECOMMEND THAT THE REMAINING CITY OF ATLANTA TITLE XX ALLOCATION**

09-R-1409 (38) A Resolution by Councilmembers Kwanza Hall, Cleta Winslow, Jim Maddox, H. Lamar Willis, Ceasar C. Mitchell, Ivory Lee Young, Jr., Natalyn Archibong and Mary Norwood recommending that the remaining City of Atlanta Title XX Allocation of \$42 million (ACORA Funds) be placed in a Revolving Loan Fund to the Atlanta City Credit Union; and for other purposes. **(Held, 9/16/09)**

**HELD**

**A NEW SECTION 2-45 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA**

09-O-1650 (39) An Ordinance by Councilmember C.T. Martin to create a new Section 2-45 of the Code of Ordinances of the City of Atlanta, Georgia, located under Chapter 2 (Administration), Article II (Council), Division 1 (Generally), and currently designated as "Reserved", to be re-designated as "Access to City-Owned or City-Affiliated Parking Facilities by Members of the Atlanta City Council", so as to provide that Members of the Atlanta City Council shall, upon request, to be provided with access cards, at no cost to the Council Member, for the purpose of gaining vehicular access to any Parking Facility owned by the City of Atlanta or an facility affiliated with the City of Atlanta; to waive conflicting Ordinances; and for other purposes. **(Referred back Committee On Council to Finance/Executive Committee at Full Council, 9/21/09); (Held, 9/30/09)**

**HELD**

**TO AMEND SUBSECTION (A) OF SECTION 2-1139**

09-O-1653 (40) An Ordinance by Councilmember C.T. Martin to amend Subsection (a) of Section 2-1139 (Using Agency Requirements) of Chapter 2 (Administration), Article X (Procurement and Real Estate Code), Division 2 (Chief Procurement Officer), of the Code of Ordinances of the City of Atlanta, Georgia so as to provide that no person employed in the Executive Office of the Mayor shall serve as a member of a Procurement Evaluation Team or shall in any way participate in the Procurement Process; to waive conflicting Ordinances; and for other purposes. **(Held, 9/16/09)**

**HELD****ITEMS NOT ON AGENDA****TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2010 GENERAL FUND BUDGET**

09-O-1815 (1)      An Ordinance by Finance/Executive Committee authorizing the Chief Financial Officer to amend the FY 2010 General Fund Budget by transferring Appropriations in the amount of \$\_\_\_\_\_ from Non-Departmental to various Departments affected by the flood within the General Fund and to establish Projects to assist with the Flood Recovery; and for other purposes.

**FAVORABLE ON FIRST READ**

Councilmember Maddox asked if this is related to the FEMA funding. CFO Glass responded that we have to push the funds out front and then get reimbursed from FEMA. Councilmember Muller stated that there is a paper in Transportation that is similar. We did not have the money to pay up front. Are there any provisions for Cities that don't have the money up front? CFO Glass responded that we will probably ask for a temporary transfer. Councilmember Muller stated that there are a lot of Districts that need relief on their water bills as well. We need to help our citizens.

**ADJOURNMENT**

Having no further business before the Committee, the meeting was adjourned at 4:25 p.m.

Respectfully submitted,

Jim Glass, CFO

Charlene Parker  
Recording Secretary

***"The Department of Finance... because customer service is important to us."***